

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Establishment - PRES – Regularization of the services of (58) Assistant Executive Engineers who were appointed during the year 1987 – 88 in the Zones through Employment Exchanges under Rule 33 (a) of the A.P. State and Subordinate Service Rules, 1996 – Permission – Accorded - Orders - Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (Estt.III) DEPARTMENT

G.O.Ms.No. 388

Dated:12-11-2010.

Read the following:-

1. G.O.Ms.No.452 Panchayat Raj & Rural Development (Estt.III) Department, dated 17.07.1987.
2. Representation from Sri P.Sanjeeva Reddy & (13) other Deputy Executive Engineers of Zone-VI, dt.10.08.2009.
3. From the Engineer-in-Chief, Panchayat Raj, Hyderabad, Letter No. SOI(3)/7913/2009, dated 30.09.2009, 15.05.2010 and 29.07.2010.

ORDER:

In the reference 1st read above, orders were issued permitting the Chief Engineer, P.R. (Genl) to take up temporary recruitment for 300 posts of Junior Engineers (Ass. Executive Engineers) by drawing candidates from Employment Exchanges only strictly following the rule of reservation as per the existing rules and duly following certain norms and conditions and in accordance with the orders issued in the G.O.Ms.No.172, Labour Employment Nutrition & Technical Education (Emp.) Department, dated 11.05.1987 which was issued based on the judgement of Hon'ble Supreme Court of India.

2. In the reference 2nd read above, Sri P.Sanjeeva Reddy & (13) other Deputy Executive Engineers of Zone-VI have represented that the Chief Engineer/Engineer-in-Chief, P.R., have considered as per G.O.Ms.No.193, G.A.D., dated 14.03.1990 for regularization of their services from the date of issue of the said G.O., which was actually issued for regularization of irregularly appointed candidates on temporary daily wage basis. The above said G.O. is not at all relevant to their regularization. Therefore, they have requested to review their cases since their recruitment was done based on the final Judgment accorded by the Hon'ble Supreme Court of India which is read in the G.O.Ms.No.172, Labour Employment Nutrition & Technical Education (Emp.) Department, dated 11.05.1987 and basing on the said GO only the Government have accorded permission vide G.O. 1st read above and they were recruited as per norms. Hence their request is for according regular appointment dates from the date of initial appointments by treating them as Direct recruits of 1987-88 against their regularization which is done adopting G.O.Ms.No.193, General Administration (Ser.A) Department, dated 14.03.1990, which does not imply in their cases and to assign seniority with reference to their date of joining / appointment as Asst. Executive Engineers i.e., from the actual date of joining into service, in the interests of justice and Law keeping in view the rules of APSSS Rules.

3. In the reference 3rd read above, the Engineer-in-Chief, Panchayat Raj, Hyderabad, among others, has stated that in the light of the orders issued in G.O.Ms.No.172, Labour Employment Nutrition & Technical Education (Emp.) Department, dated 11.05.1987, the Government issued orders in G.O.Ms. No.452, Panchayat Raj & Rural Development (Estt.III) Department, dated 17.07.1987, permitting the Chief Engineer, Panchayati Raj (General) to take up temporary recruitment for 300 posts of Junior Engineers (Assistant Executive Engineers) by drawing candidates from Employment Exchange only strictly following rule of reservation and permitted to adopt certain norms for recruitment of the candidates. Accordingly, recruitment was made to the posts of 300 Assistant Executive Engineers during 1987-88 duly drawing 6040 candidates from the Employment Exchange in terms of orders and guidelines issued by the Government vide G.O. 1st read above. The Chief Engineer, PR (Genl.) appointed the Asst. Executive Engineers under rule 10(a) (i) (1) of General Rules in the scale of pay of Rs.1380-2750. The services of the above Asst. Executive Engineers who were drafted

through Employment Exchange and appointed as Assistant Executive Engineers on temporary basis were regularized with effect from 14.03.1990 in terms of orders issued by the Government in G.O.Ms.No.193, General Administration (Ser.A) Department, dated 14.03.1990. Subsequently they have been promoted as Deputy Executive Engineers as per their turn and seniority and continuing as such. The individuals have been appointed as Assistant Executive Engineers as per the orders of G.O. 1st read above based on the G.O.Ms.No.172, Labour Employment Nutrition & Technical Education (Emp.) Department, dated 11.05.1987 which was accorded based on the final Judgment of Hon'ble Supreme Court of India. Their services were regularized as per the orders of G.O.Ms.No.193, General Administration (Ser.A) Department, dated 14.03.1990 from the date of issue of the G.O. i.e. 14-03-1990, since only the said G.O. was available in the department at the time of their regularization. However the plea of the Deputy Executive Engineers of Zone-VI (1987-88 AEEs batch) for review of their regularization as per the final orders of the Hon'ble Supreme Court of India, dated.13-04-1987 read in G.O.172, dated.11.05.1987. Hence, he has requested the Govt., to examine and if necessary obtain the opinion of the GAD and Law departments and issue necessary orders/instructions on the plea of the applicants.

4. On further report, the Engineer-in-Chief, Panchayat Raj, Hyderabad has furnished the list of (58) Assistant Executive Engineers working in the zones during the year 1987-88 under rule 10 (a) (i) (1) of General Rules as per the orders issued in G.O.Ms.No.452, PR & RD Department, dt.17.07.1987 for taking necessary action in the matter.

5. Government after careful examination of the matter in consultation with the General Administration (Ser.E) Department, Law Department, Finance Department and report of the Engineer-in-Chief, Panchayat Raj, Hyderabad, observed that the services of Assistant Executive Engineers have to be regularized as per Rule 33(a) General Rules as the orders issued in G.O.Ms.No.193, General Administration (Ser.A) Department, dated 14.03.1990 will apply to regularization of temporary appointments on daily wage earners only and decide to permit the Engineer-in-Chief, Panchayat Raj, Hyderabad to regularize the services of (58) Assistant Executive Engineers in the Zones (as furnished by the Engineer-in-Chief, Panchayat Raj, Hyderabad vide his letter dated 29.07.2010) as per Rule 33 (a) of the A.P. State and Subordinate Service Rules, 1996 since they were appointed through Employment Exchanges during the year 1987-88 under rule 10 (a) (i) (1) of the A.P. State and Subordinate Service Rules as per the G.O.Ms.No.452 Panchayat Raj & Rural Development (Estt.III) Department, dated 17.07.1987.

6. Accordingly, Government hereby permit the Engineer-in-Chief, Panchayat Raj, Hyderabad to regularize the services of (58) Assistant Executive Engineers in the Zones (as furnished by the Engineer-in-Chief, Panchayat Raj, Hyderabad vide his letter dated 29.07.2010) as per Rule 33 (a) of the A.P. State and Subordinate Service Rules, 1996.

7. The Engineer-in-Chief, Panchayat Raj, Hyderabad shall take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.V.P.C.SASTRY
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Engineer-in-Chief, Panchayat Raj, Hyderabad.

Copy to: The Principal Secretary to C.M.

The General Administration (Ser.E) Department.

The Law Department.

The O.S.D. to Minister (PR).

Sri P.Sanjeeva Reddy & (13) other Deputy Executive Engineers

of Zone-VI through the ENC, PR, Hyd.,

Sf/Sc.

// FORWARDED:: BY ORDER //

SECTION OFFICER